

REMARKS

The present Amendment is submitted in response to the Official Action of April 16, 2008. In the Official Action, Claims 1-41 were rejected under 35 U.S.C. § 102(b) as being anticipated by International Published Patent Application No. WO 02/057959 to Rothmuller *et al.* ("*Rothmuller*").

Applicants acknowledge with appreciation the Examiner's willingness to hold all of the indicated non-statutory double-patenting rejections in abeyance, and further thank the Examiner for the courtesies extended to Applicants' representative during a telephone interview conducted on July 9, 2008, during which the parties discussed the content of *Rothmuller*.

By this Amendment, Claims 1, 4, 6, 7, 20, 21, 22, 26, 32, 37, 38, and 40 have been amended, and Claims 42-47 have been added. Consideration of all of the pending claims in view of the preceding amendments and the following remarks is respectfully requested.

Amended independent Claim 1 of the present application reads as follows:

1. (Currently Amended) A product comprising:
a computer readable storage medium; and
computer-readable program instructions embodied in the medium,
the computer-readable program instructions including:
first instructions for generating a calendar view that
represents time in calendar format and associates events with respective periods
of time; and
second instructions for generating a media view that
provides access to digital media files and associates digital media files with a
period of time,
wherein at least one of the events is created and represented
in the calendar view independent of any digital media files.

All of the independent claims include the recitation "wherein at least one of the events is created and represented in the calendar view independent of any digital media files" or the like.

Rothmuller discloses methods and apparatuses for storing, cataloguing, managing, organizing, finding and displaying objects such as digital images that are saved in a database. See *Rothmuller*, p. 1, lines 25-30. The distribution of the objects stored in the database can be displayed as a histogram along a timeline. Time bands can be set along the timeline to indicate a time period that can be used to search for matching objects in the database, or to limit the search

results for a given tag search to objects having temporal metadata within the indicated time period. When the timeline is used to limit the search results for a tag search, the timeline displays not only the temporal distribution of all objects in the database over the indicated time period, but also the temporal distribution of all objects in the database matching the specified tag search criteria over the indicated time period. Images associated with a search may be displayed in a corresponding image area (100 in Fig. 1). In addition to timelines, the temporal distribution of objects in the database can be represented in a calendar view such that the days of the calendar indicate the number of objects having metadata associated with a given day of the week in a given week of the month. The calendar view can also be used to limit the search results for a tag search, in which case the calendar view will indicate all of the days of the month associated with objects that match all of the tagged search criteria, match some of the tagged search criteria, and match none of the tagged search criteria. *See Rothmuller*, p. 3, lines 1-16.

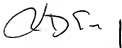
Applicants respectfully submit that *Rothmuller* nowhere discloses “events . . . created and represented in [a] calendar view independent of any digital media files” as recited, in one form or another, in each of the independent claims. Rather, as described above, *Rothmuller* is generally directed to the management and organization of digital media files, and does not address the display or management of events independent of any digital media files. For at least this reason, Applicants respectfully submit that independent Claims 1, 26, 32, and 37, as well as the claims respectively depending therefrom (including the newly-added dependent claims), are patentable over *Rothmuller*.

CONCLUSION

In view of the claim amendments and remarks presented above, it is respectfully submitted that all of the claims of the present application are in condition for immediate allowance. It is therefore respectfully requested that a Notice of Allowance be issued. The Examiner is encouraged to contact Applicants' undersigned attorney to resolve any remaining issues in order to expedite examination of the present application.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,



Richard D. Emery
Registration No. 58,894

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111
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